(5) (3)

BEFORE THE HON'BLE HIGH COURT OF CHHATTISGARH AT BILASPUR (C.G.)

SINGLE BENCH

WRIT PETITION NO. (S) 3519 /2006

PETITIONER

Sushil Kumar Rathore, son of Late Shri Mohan Singh Rathore Singh, aged about 43 years, resident of Opp Police Station, Main Road Pali, Distt. Korba (C.G.)

P.R. No. 3581/06
Presented by Shri Manoj Chouhan
dated 13/12/06

VERSUS

RESPONDENTS

1. State of Chhattisgarh, through - the Secretary, Ministry of Adim Jati Tatha Anusuchit Jati Development Department, Dau Kalyan Singh Bhawan, Mantralay, Raipur (C.G.)
2. The Secretary, Ministry of School Education Deptt. Dau Kalyan Singh Bhawan, Mantralay, Raipur (C.G.)
3. Commissioner, Adim Jati Tatha Anusuchit Jati Development Department, Raipur (C.G.)
4. District Collector Korba, Distt. Korba (C.G.)
5. Ajay Verma, son of Not known aged not known, Assistant Teacher, Primary School Banspali Kartala Distt. Korba (C.G.)

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13/12/06
CLERK to A. G. BILASPUR

(6) (4)

WRIT PETITION UNDER ARTICLES 226/227 OF THE CONSTITUTION OF INDIA

(48)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक ..W.P.3.519/.. **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

18-7-2006

Mr. Rahul Jha, counsel for the petitioner.

Miss Deepali Pandey, Panel Lawyer for the State/ respondents No.1 to 4, on advance copy.

Heard both the counsel.

By the instant writ petition, the petitioner has questioned the order dated 6-7-2006 (Annexure P-1) passed by respondent No.4, whereby he has been transferred from Pali to Podi Uproda.

The case of the petitioner is that he was appointed as Assistant Teacher in Tribal Department and presently posted at Primary School, Nagai, Pali. He is also the active member of Chhattisgarh Pradesh Shikshak Sangh and Treasurer of the Employees' Union at Tehsil level.

The main grievance of the petitioner is that he is the Treasurer at Tehsil level of the Employees' Union and if he is transferred, then he will not be able to look after the activities of the Union.

Learned counsel for the petitioner submitted that the petitioner may be allowed to make a representation to respondent No.3 and in turn, respondent No.3 be directed to decide the same to which learned counsel for the State has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and without expressing any opinion on the merits of the case, the prayer made by learned counsel for the petitioner is just, fair and reasonable. Therefore, the petitioner is allowed to make a detailed representation along

P.T.O.

(49)

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक W.P.:3519/ **सन् 2006**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश -2-	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Soma	with a copy of this petition to respondent No.3 within a period of 10 days from today and in turn, respondent No.3 is directed to decide the representation of the petitioner within a period of 30 days from the date of its receipt, after considering all the points raised by the petitioner, in accordance with law. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P.No.2708/2006 and I.A.No.6834/2006 also stand disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	

P.T.O.

20.4.06